DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventors, We hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled THORACIC GRAFT AND DELIVERY CATHETER, the specification of which (check one)

| is attached hereto _X was filed on <u>December 15, 1994</u> | |
|---|--|
| Application Serial No. <u>08/358,067</u> | |
| and was amended on (or amended through | |
| (if applicable) | |

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: Prior Foreign Application(s) Priority Claimed

N/A
No. Country Day/Month/Year filed Yes No

We hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

N/A
Appln. Serial No. Filing Date Status

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: JAMES W. PAUL, Registration No. 29,967, JOHN V. HANLEY, Registration No. 38,171, THOMAS H. MAJCHER, Registration No. 31,119, RICHARD A. BARDIN, Registration No. 20,365, and GILBERT G. KOVELMAN, Registration No. 19,552. Direct all telephone calls to

JOHN V. HANLEY, at telephone No. (310) 824-5555. Address all correspondence to:

FULWIDER, PATTON, LEE & UTECHT 10877 Wilshire Boulevard, 10th Floor Los Angeles, California 90024

| Full name of first inventor: Steve G. Baker Inventor's signature: Steve Baker |
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| Full name of second inventor: MICHAEL D. DAKE |
| Inventor's signature: |
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| Full name of third inventor: DAVID C. DILLOW |
| Inventor's signature: |
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Inventor's signature: \text{Mwamumw}

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| Full name of first inventor: Steve G. Baker |
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| Inventor's signature: Stive Baker |
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| Full name of first inventor: Steve G. Baker |
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| Full name of second inventor: MICHAEL D. DAKE |
| Inventor's signature: Michael D. DALL |
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| Full name of third inventor: DAVID C. DILLOW |
| Inventor's signature: |
| Date:, 1995 |
| Residence: 22851 Longdown Road |
| Cupertino, California 95041 |
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| Citizenship: U.S.A. |
| Post Office Address: 22851 Longdown Road |

ASSIGNMENT

This Assignment is made by Steve G. Baker of Sunnyvale, California, Michael D. Dake of Stanford, California, David C. Dillow of Cupertino, California and Arnold Escano of San Jose, California to Endovascular Technologies, Inc. a California corporation, Assignee, having a place of business at 1360 O'Brien Drive, Menlo Park, CA 94025.

WHEREAS, Assignors have invented a new and useful THORACIC GRAFT AND DELIVERY CATHETER; and

WHEREAS, Assignors believe themselves to be original, first and joint inventors of the invention disclosed and claimed in said application for Letters Patent; and

WHEREAS, Assignee desires to acquire by formal, recordable assignment the entire right, title and interest in and to said invention, said application and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to said invention, said application, and any Letters Patent that may be granted for said

Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to said invention, said application, and any Letters Patent granted for said invention in the United States and throughout the world.

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Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for said invention, whether on said application or on any subsequently filed division, continuation, continuation—in—part or reissue application, to

JOHN V. HANLEY, at telephone No. (310) 824-5555. Address all correspondence to:

FULWIDER, PATTON, LEE & UTECHT
10877 Wilshire Boulevard, 10th Floor
Los Angeles, California 90024

| Full name of first inventor: Steve G. Baker Inventor's signature: STOP G. PORTON Date: 15 FEB , 1995 Residence: 743 San Ramon Sunnyvale, California 94086 |
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| Citizenship: U.S.A. |
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| Full name of second inventor: MICHAEL D. DAKE Inventor's signature: Inventor's signature: 1995 Date: 2/24, 1995 Residence: 6555 Gerona Road Standford, California 94305 |
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| Full name of third inventor; DAVID C. DILLOW Inventor's signature: AND C. DILLOW |
| Date: <u>FEB 15 th</u> , 1995 |
| Residence: 22851 Longdown Road |
| Cupertino, California 95041 |
| Citizenship: U.S.A. |
| Post Office Address: 22851 Longdown Road |

| | STATE OF CALIFORNIA | | |
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| | | before me, the undersigned, a Notary Public in and for said State, persona appeared STEIL & BALLE, personally known to | ılly |
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Residence: 406 Los Encinos Avenue

Moldesiano

_, 1995

Inventor's signature:

Date: 02/15/95

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